1 DOUGLAS H. MEAL (*admitted pro hac vice*)
   dmeal@orrick.com
2 REBECCA HARLOW (STATE BAR NO. 281931)
   rharlow@orrick.com
3 ORRICK, HERRINGTON & SUTCLIFFE LLP
   The Orrick Building
4 405 Howard Street
   San Francisco, CA 94105-2669
5 Telephone: +1 415 773 5700
   Facsimile: +1 415 773 5759
6
   Attorneys for Defendants
7 ZOOSK, INC. and SPARK NETWORKS SE

8   UNITED STATES DISTRICT COURT

9   NORTHERN DISTRICT OF CALIFORNIA

10   SAN FRANCISCO DIVISION

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13 JUAN FLORES-MENDEZ, an individual and   Case No. 3:20-cv-4929-WHA
    AMBER COLLINS, an individual, and on
14 behalf of classes of similarly situated   **[PROPOSED] ORDER GRANTING
    individuals,   DEFENDANT ZOOSK INC.'S MOTION
15   TO DISMISS PLAINTIFFS' SECOND
                    Plaintiffs,   CAUSE OF ACTION**
16
          v.   Date: September 16, 2021
17   Time: 8:00 a.m.
    ZOOSK, INC., a Delaware corporation, and   Location: Courtroom 12, 19th Floor
18 SPARK NETWORKS SE, a German   450 Golden Gate Ave.
    corporation,   San Francisco, California
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                    Defendants.   Judge: The Honorable William Alsup
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                                                 [PROPOSED] ORDER GRANTING
                                                 DEFENDANT ZOOSK INC.'S MOTION TO
                                                 DISMISS SAC
    4128-4953-4768.2   3:20-CV-4929-WHA

1   Presently before the Court is Defendant Zoosk, Inc.'s ("Zoosk's") Motion to Dismiss

2 Plaintiffs' Second Cause of Action in the Second Amended Complaint, filed July 27, 2021. Having

3 considered the parties' written submissions and arguments, the Court GRANTS the Motion.

4   The Court finds that Plaintiffs' Second Cause of Action in the Second Amended Class

5 Action Complaint against Defendant Zoosk must be dismissed for failure to state a cognizable claim

6 for relief.

7   Accordingly, IT IS HEREBY ORDERED THAT Defendant Zoosk's Motion is

8 GRANTED. Plaintiffs' Second Cause of Action in the Second Amended Class Action Complaint

9 against Defendant Zoosk is hereby dismissed WITH PREJUDICE.

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11   **IT IS SO ORDERED.**

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13 DATED: _____   _____

HON. WILLIAM ALSUP
14   United States District Judge

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[PROPOSED] ORDER GRANTING
DEFENDANT ZOOSK INC.'S MOTION TO
DISMISS SAC
3:20-CV-4929-WHA

4128-4953-4768.2